

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF DELAWARE

IN THE MATTER OF THE APPLICATION)	
OF DELMARVA POWER & LIGHT)	
COMPANY FOR AN INCREASE IN)	PSC DOCKET NO. 20-0149
ELECTRIC BASE RATES)	
(FILED MARCH 6, 2020))	

ORDER NO. 9893

AND NOW, this day 6th of October 2021, the Delaware Public Service Commission (“Commission”) determines and orders the following:

WHEREAS, on March 6, 2020, Delmarva Power & Light Company (“Delmarva” or the “Company”) filed with the Commission an application (the “Application”) seeking the approval of: (1) an increase in its electric base rates; and (2) miscellaneous tariff changes; and

WHEREAS, by Order No. 9642, dated September 9, 2020, the Commission authorized the Company to place into effect an interim rate increase in the amount of \$26,915,207, subject to refund; and

WHEREAS, the Commission met in public session on August 4 and 5, 2021, to hear oral argument and conduct deliberations on the issues addressed in and exceptions taken to the Hearing Examiner’s Report dated June 25, 2021; and

WHEREAS, on August 5th, the Commission entered Order No. 9853, which approved an overall increase in Delmarva’s distribution rates of \$17,724,252 and ordered a refund, with interest, of the difference between the interim rates approved in Order No. 9642 and the rates approved in Order No. 9853, or \$9,190,955; and

WHEREAS, on August 11, 2021, Staff filed a Motion for Reargument (“Motion”) alleging that Delmarva had not fairly, nor accurately, represented its actions in modifying the terms of the

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Commission-approved settlement agreement (the "Settlement Agreement") entered in Docket No. 17-0977, thereby increasing interim rates by approximately one million dollars; and

WHEREAS, on August 25, 2021, the Commission heard Staff's Motion, and other parties' responses to the Motion, and entered Order No. 9863 directing Delmarva to immediately adjust customers' rates to reflect the EDIT levels agreed to in the Settlement Agreement, thereby increasing the refund to customers by approximately one million dollars over the values set forth in Order No. 9853; and

WHEREAS, Order No. 9863 also included a reprimand and a directive that Delmarva file a remediation plan with the Commission within 30 days of August 25, 2021; and

WHEREAS, on September 15, 2021, the Commission entered Order No. 9884, wherein it modified Order No. 9853 to approve an overall increase in Delmarva's electric distribution rates of \$16,729,583 to reflect removal of the EDIT balances from the revenue requirement; and

WHEREAS, on September 24, 2021, the Company filed a petition for rehearing and reconsideration on the reprimand and remediation directive in Order No. 9863 (the "Petition"); and

WHEREAS, on October 1, 2021, Staff filed a Response to Delmarva's request for rehearing and reconsideration; and

WHEREAS, on October 6, 2021 the Commission heard argument and deliberated on Delmarva's Petition and Staff's Response to the Petition;

**NOW, THEREFORE, IT IS HEREBY ORDERED BY THE AFFIRMATIVE
VOTE OF NO FEWER THAN THREE COMMISSIONERS:**

1. Delmarva's Petition for rehearing and reconsideration on the reprimand and remediation directive in Order No. 9863 is denied. Delmarva is ordered to file the required remediation plan no later than October 15, 2021.

2. The Commission reserves the jurisdiction and authority to issue such further Orders as it deems necessary or proper.

BY ORDER OF THE COMMISSION:

Dallas Winslow, Chairman

Joann Conaway, Commissioner

Harold Gray, Commissioner

Kim Drexler, Commissioner

[Absent]
Manubhai C. Karia, Commissioner

ATTEST:

Matthew Hartigan, Acting Secretary